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PATENT
18810-80645

October 30, 2002

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Keith L. Black and Nagendra S. Ningaraj
Serial No. 09/491,500
Filed: January 26, 2000
For: **METHOD FOR USING POTASSIUM CHANNEL
AGONISTS FOR DELIVERING A MEDICANT TO AN
ABNORMAL BRAIN REGION AND/OR A MALIGNANT
TUMOR**

Examiner: Baker, Anne Marie
Unit: 1632
Confirmation No. 8610

**PETITION TO ACCEPT COLOR PHOTOGRAPHS AS DRAWINGS
37 CFR 1.84(a)(2) and 1.84(b)2**

Assistant Commissioner for Patents
Washington, D. C. 20231

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO THE ASSISTANT COMMISSIONER FOR PATENTS	
WASHINGTON, D. C. 20231, ON	<u>October 30, 2002</u> DATE
BY <u>[Signature]</u> ANNA WEISS	<u>October 30, 2002</u> (DATE OF SIGNATURE)

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Dear Sir or Madam:

1. Petition is hereby made to accept color photographs as drawings in the above-referenced application.
2. Three sets of color photographs are being submitted herewith, designated as Figure 4A and Figure 4B.
3. A black and white photocopy that accurately depicts, to the extent possible, the subject matter shown in the color drawing is submitted herewith.

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4. The reason why color photographs are necessary in this case is as follows:

These photomicrographs illustrate expression of calcium-dependent potassium channel (K_{Ca}) as indicated by anti- K_{Ca} immunostain of glioma tissue (Fig 4B), compared to normal contralateral brain tissue (Fig. 4A). In a comparison between Fig. 4A and 4B in black and white, the presence or absence of the immunostain is extremely difficult to distinguish.

5. The specification at page 8, lines 21-23, already contains a statement in compliance with 37 C.F.R. §1.84(a)(2)(iv).

6. Please charge \$130.00 to Deposit Account 50-1597 to cover the petition fee (37 C.F.R. § 1.17(ii)).

Please charge any fee deficiency or credit any overpayment to said Deposit Account.

Respectfully submitted,

By: 

Nisan A. Steinberg, Ph.D.
Registration No. 40,345

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